



35 State House Station
Augusta, ME 04333-0035
Tel. 207-624-8511

Department of Professional and Financial Regulation

Sunrise Review Evaluation Survey

L.D. 1551 An Act to License Home Building
and Improvement Contractors

Sunrise Review Survey: Licensing Home Building and Improvement Contractors

Please return the completed survey to the Commissioner's Office, 35 State House Station,
Augusta, ME 04333-0035.

General Information

- 1. Group or organization represented:**

- 2. Position on legislation.** Does this group or organization support or oppose regulation of home building and improvement contractors?

Evaluation Criteria (32 M.R.S.A. § 60-J)

- 1. Data on group proposed for regulation.** Please provide a description of the professional or occupational group proposed for regulation, including:
 - (a) The number of individuals or business entities that would be subject to regulation;

(b) The names and addresses of associations, organizations and other groups representing potential licensees; and

(c) An estimate of the number of potential licensees in each group.

2. Specialized skill. Please describe whether practice of the profession proposed for regulation requires such a specialized skill that the public is not qualified to select a competent practitioner without assurances that minimum qualifications have been met.

3. Threat to public health, safety, or welfare. Please describe:

(a) The nature and extent of potential harm to the public, if any, if the profession is not regulated; and

- (b) The extent to which there is a threat to the public's health, safety or welfare (*Please provide evidence of the potential harm, including: a description of any complaints filed with state law enforcement authorities, courts, departmental agencies, other professional or occupational boards and professional and occupational associations that have been lodged against practitioners of the profession in this State within the past 5 years*).
4. **Voluntary and past regulatory efforts.** Please provide a description of the voluntary efforts made by practitioners of the profession to protect the public through self-regulation, private certifications, membership in professional or occupational associations or academic credentials and a statement of why these efforts are inadequate to protect the public.
5. **Costs and benefits of regulation.** Please describe the extent to which regulation of the profession will increase the cost of goods or services provided by practitioners and the overall cost-effectiveness and economic impact of the proposed regulation, including the indirect costs to consumers.

6. **Service availability under regulation.** Please describe the extent to which regulation of the profession would increase or decrease the availability of services to the public.
7. **Existing laws and regulations.** Please discuss the extent to which existing legal remedies are inadequate to prevent or redress the kinds of harm potentially resulting from nonregulation and whether regulation can be provided through an existing state agency or in conjunction with presently regulated practitioners.
8. **Method of regulation.** Please describe why registration, certification, license to use the title, license to practice or another type of regulation is being proposed, why that regulatory alternative was chosen and whether the proposed method of regulation is appropriate.

- 9. Other states.** Please provide a list of other states that regulate the profession, the type of regulation, copies of other states' laws and available evidence from those states of the effect of regulation on the profession in terms of a before-and-after analysis.

- 10. Previous efforts to regulate.** Please provide the details of any previous efforts in this State to implement regulation of the profession.

11. Minimal competence. Please describe whether the proposed requirements for regulation exceed the standards of minimal competence and what those standards are.

12. Financial analysis. Please describe the method proposed to finance the proposed regulation and financial data pertaining to whether the proposed regulation can be reasonably financed by current or proposed licensees through dedicated revenue mechanisms.

Date: _____, 2003

Completed by:

Name:

Title: